

## REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: May 26, 2005

ANALYST: Kelly M. Scindian

I. COMMITTEE: Hynes for Senate  
(C00385252)  
Jeffrey C. Wagner, Treasurer  
1525 North Wells Street  
Chicago, IL 60610

II. RELEVANT STATUTE: 11 C.F.R. § 104.3  
2 U.S.C. § 434(b)(4)

III. BACKGROUND:

**Failure to Provide Supporting Schedules (Failure to Disclose All Financial Activity)**

On December 2, 2004, the Hynes for Senate committee ("the Committee") filed an amended 2004 April Quarterly Report disclosing additional loans and debts totaling \$409,998.05, an increase over the financial activity reported in their original 2004 April Quarterly Report (Image 24021061631) (Attachment 2).

On April 15, 2004, the Committee filed the 2004 April Quarterly Report covering the period from January 1, 2004 to March 31, 2004. The report disclosed \$0.00 on Line 10 (Debts and Obligations Owed by the Committee) of the Summary Page (Image 24020261308).

On August 19, 2004 the Committee filed an Amended 2004 April Quarterly Report covering the period from February 26, 2004 to March 31, 2004. The amendment disclosed no change in the amount of total loans and debts owed by the Committee (Image 24020670692).

On November 30, 2004, the RAD Analyst received a call from Michael K. Forde, an attorney for the Committee, and Heather Brady, a representative of the Committee. Among other matters discussed, Ms. Brady told the Analyst that the Committee had primary debt that had never been reported because the Committee was unsure about how to report the debt. The Analyst advised the Committee to amend the report on which the debts and loans initially accrued and amend each

26044151522

subsequent report to reflect the activity (Attachment 3).

On December 1, 2004 the Committee filed an Amended 2004 April Quarterly Report, disclosing \$409,894.92 in total loans and debts owed on Line 10 (Debts and Obligations Owed by the Committee) of the Summary Page (Image 24021070148).

On December 2, 2004, the Committee again filed an Amended 2004 April Quarterly Report, disclosing \$409,998.05 in total loans and debts owed on Line 10 (Debts and Obligations Owed by the Committee) of the Summary Page (Image 24021061632).

On March 1, 2005, a Request for Additional Information (RFAI) was sent to the Committee referencing the Amended 2004 April Quarterly Report filed on December 2, 2004. In addition to noting other discrepancies, the RFAI requested clarification on the increase in activity that was not disclosed in the original April 2004 filing (Image 25038743963).

On March 30, 2005, the Committee filed another Amended 2004 April Quarterly Report inclusive of a 6 page letter from the Committee's Attorney. The amended report disclosed no change in the amount of total loans and debts owed by the Committee. The attached letter addressed other ongoing discrepancies and also referred to the issue of the increased activity on the 2004 Amended Quarterly Report. The Committee stated, "[The] original report of no debts or obligations was erroneous." The Committee further explained that its failure to recognize net debts outstanding was an oversight and affirmed that the amount of debt reported on the Amended April Quarterly Report was correct: "the Committee corrected this error, filed a Schedule C and Schedule D and listed the total debts and obligations outstanding as of March 31, 2004 on its Summary Page." (Image 25020113267)

On April 28, 2005, the RAD Analyst called Michael Forde, the attorney for the Committee and informed him that the Committee was being referred to the Office of General Counsel for increased activity on the Amended April Quarterly Report (Attachment 4).

To date, no further communication has been received from the Committee regarding this matter.

26044151523

HYNES, DANIEL W

ID #S4IL00206

HYNES FOR SENATE  
JEFFREY C WAGNER  
FILING FREQUENCY: QUARTERLY

1525 N WELLS ST

CHICAGO

SENATE  
IL 60610

ID #C00385252

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
1			N	2/12/2003	7	23020121005						
1			A	3/24/2003	7	23038021688						
1			A	3/24/2003	8	23020152615						
1			A	8/20/2003	9	23020342262						
MS			Y	5/14/2003	3	23038080763						
MS			T	7/23/2003	9	23020332291						
MS			4	3/01/2004	5	24020150333						
MS			4	3/01/2004	5	24020150338						
MS			4	3/03/2004	7	24020150592						
MS			4	3/05/2004	4	24020152771						
MS			4	3/08/2004	8	24020160682						
MS			4	3/08/2004	7	24020160690						
MS			4	3/08/2004	7	24020160697						
MS			4	3/11/2004	8	24020161145						
MS			4	3/12/2004	5	24020161261						
MS			4	3/12/2004	4	24020161209						
MS			4	3/12/2004	8	24020161184						
MS			4	3/15/2004	4	24020161348						
MS			4	3/15/2004	9	24020161286						
MS			4	3/18/2004	6	24020161896						
RQ	Q1	2		11/04/2003	3	23038234194	2/12/2003 3/31/2003					
RQ	Q2	2		11/04/2003	3	23038234197	4/01/2003 6/30/2003					
RQ	Q3	2		1/13/2004	5	24038262369	7/01/2003 9/30/2003					
RQ	12P	2		7/20/2004	3	24038472364	1/01/2004 2/25/2004					
RQ	Q1	2		7/20/2004	3	24038472361	1/01/2004 3/31/2004					
RQ	Q1	2		3/01/2005	11	25038743963	1/01/2004 3/31/2004					
RQ	Q2	2		11/02/2004	14	24038611072	4/01/2004 6/30/2004					
RQ	Q3	2		3/15/2005	6	25038752988	7/01/2004 9/30/2004					

HYNES, DANIEL W

ID #S4IL00206

HYNES FOR SENATE  
JEFFREY C WAGNER  
FILING FREQUENCY: QUARTERLY

1525 N WELLS ST

CHICAGO

SENATE  
IL 60610

ID #C00385252

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
RQ	YE	2		5/24/2005	7	25038814250	10/01/2004 12/31/2004					
3	Q1	N		4/15/2003	155	23020183148	2/12/2003 3/31/2003	0	897065	96148	800917	0
3	Q1	A		12/04/2003	23	23020500081	2/12/2003 3/31/2003	0	897065	96148	800917	0
3	Q2	N		7/15/2003	285	23020332321	4/01/2003 6/30/2003	800917	948162	188353	1560726	0
3	Q2	A		8/08/2003	293	23020340830	4/01/2003 6/30/2003	800917	944215	200833	1544299	0
3	Q2	A		12/04/2003	77	23020500104	4/01/2003 6/30/2003	800917	944215	200833	1544299	0
3	Q2	A		2/09/2004	298	24020130389	4/01/2003 6/30/2003	800917	944215	200833	1544299	0
3	Q3	N		10/15/2003	364	23020432798	7/01/2003 9/30/2003	1544299	926004	368818	2101484	0
3	Q3	A		2/09/2004	388	24020130001	7/01/2003 9/30/2003	1544299	924902	368893	2100307	0
3	YE	N		1/31/2004	1288	24020110001	1/01/2003 12/31/2003	0	3479940	1652990	1826949	0
3	YE	A		2/05/2004	407	24020121970	10/01/2003 12/31/2003	2100307	713857	987215	1826949	0
3	12P	N		3/01/2004	404	24020153297	1/01/2004 2/25/2004	1826949	912518	2104505	634963	0
3	12P	A		8/19/2004	423	24020671023	1/01/2004 2/25/2004	1826949	916731	2104505	639176	0
3	Q1	N		4/15/2004	715	24020261307	1/01/2004 3/31/2004	1826949	2111320	3878670	59600	0
3	Q1	A		8/19/2004	332	24020670691	2/26/2004 3/31/2004	639176	1199689	1772265	66600	0
3	Q1	A		12/01/2004	769	24021070147	1/01/2004 3/31/2004	1826949	2118178	3876813	68315	409894
3	Q1	A		12/02/2004	767	24021061631	1/01/2004 3/31/2004	1826949	2118178	3876813	68315	409998
3	Q1	A		3/30/2005	443	25020113267	2/26/2004 3/31/2004	639176	1196447	1772408	63215	409998
3	Q2	N		7/15/2004	93	24020543092	4/01/2004 6/30/2004	59600	182643	142757	99485	0
3	Q2	A		12/01/2004	130	24021070017	4/01/2004 6/30/2004	68315	182643	142757	108201	332592
3	Q2	A		12/01/2004	16	24021070001	4/01/2004 6/30/2004	-	-	-	-	-
3	Q2	A		12/02/2004	141	24021061490	4/01/2004 6/30/2004	68315	182643	142757	108201	332592
3	Q3	N		10/15/2004	34	24020901326	7/01/2004 9/30/2004	99485	37805	66925	70364	0
3	Q3	A		1/31/2005	52	25020080213	7/01/2004 9/30/2004	108201	37805	68827	77179	270255
3	Q3	A		4/13/2005	59	25020123108	7/01/2004 9/30/2004	103589	37805	68827	72567	268291
3	YE	N		1/31/2005	79	25020072199	10/01/2004 12/31/2004	77179	65240	56617	85801	219964
TOTAL									5878905	5798203		

26044151525

Hynes for Senate (C05252)

2004 April Quarterly Report/ Amended 2004 April Quarterly Report

Overview of Debt Variance

Line	Original 2004 April Quarterly Report (filed 4/15/2004) (Image 24020261308)	Amended April Quarterly Report (filed 12/2/2004) (Image 24021061632)	Debt Variance Amount
10	\$0.00	\$409,998.05	\$409,998.05

26044151526